



S&H Form: (2/01)

DOCKET NO. 1454.1619

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Carsten BALL et al.

Serial No: 10/541,707

Group Art Unit: 2631

Confirmation No. 9821

Filed: July 8, 2005

Examiner: To be assigned

For: METHOD FOR ALLOCATING RADIO TECHNICAL RESOURCES FOR DATA TRANSMISSION IN A RADIO COMMUNICATION NETWORK

**SECOND REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

It is requested that the residence of the first three Applicants, the name of the third applicant, the name of the Assignee and the first foreign application number on the Official Filing Receipt be corrected. Assuming that umlauts cannot be printed on the Official Filing Receipt, the correct residence of the first three Applicants is **Munich**, Germany. Once again assuming that umlauts cannot be printed on the Official Filing Receipt, the name of the third applicant is Robert **MUELLNER**. The name of the Assignee is **SIEMENS AKTIENGESELLSCHAFT**. Finally, the correct first foreign application number is **03004530**, as is evidenced by the copy of the Declaration, attached to the application as filed. For the convenience of the Patent and Trademark Office, attached is a photocopy of the original receipt on which the errors have been noted in red.

It is requested that a corrected Official Filing Receipt be issued in this application.

Respectfully submitted,

STAAS & HALSEY LLP

Date: July 26 2006

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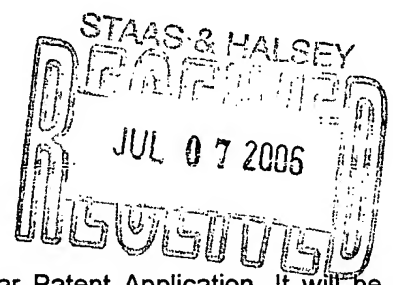
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/541,707	07/08/2005	2616	900	1454.1619	2	6	1

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CONFIRMATION NO. 9821  
CORRECTED FILING RECEIPT  
\*OC000000019459155\*

Date Mailed: 06/30/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Carsten Ball, [Munchen] GERMANY; -- munich --  
Koljo Ivanov, [Munchen] GERMANY; -- munich --  
-- muellner -- Robert Mullner, [Munchen] GERMANY; -- munich --  
Franz Tremel, Dachau, GERMANY;

Assignment For Published Patent Application

SIEMENS AKTIENGESELLSCHAFT, Munich, GERMANY

Power of Attorney: The patent practitioners associated with Customer Number 21171.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/00466 01/21/2004

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 03004530[6] 02/28/2003  
GERMANY 10308976.4 02/28/2003

If Required, Foreign Filing License Granted: 06/30/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/541,707**

Projected Publication Date: Not Applicable

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Method for allocating radio technical resources for data transmission in a radio communication network

**Preliminary Class**

370

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

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# Declaration and Power of Attorney For Patent Application

## Erklärung Für Patentanmeldungen Mit Vollmacht

### German Language Declaration



Als nachstehend benannter Erfinder erkläre ich hiermit an Eides Statt:

dass mein Wohnsitz, meine Postanschrift, und meine Staatsangehörigkeit den im Nachstehenden nach meinem Namen aufgeführten Angaben entsprechen, dass ich, nach bestem Wissen der ursprüngliche, erste und alleinige Erfinder (falls nachstehend nur ein Name angegeben ist) oder ein ursprünglicher, erster und Miterfinder (falls nachstehend mehrere Namen aufgeführt sind) des Gegenstandes bin, für den dieser Antrag gestellt wird und für den ein Patent für die Erfindung mit dem Titel beantragt wird:

Verfahren zur Zuweisung  
funktechnischer Ressourcen für eine  
Datenübertragung in einem  
Funkkommunikationssystem

deren Beschreibung hier beigefügt ist, es sei denn (in diesem Falle Zutreffendes bitte ankreuzen), diese Erfindung

- ☒ wurde angemeldet am 21.01.2004 unter der US-Anmeldenummer oder unter der Internationalen Anmeldenummer im Rahmen des PCT-Vertrags PCT/EP2004/000466 und am 31.03.2005 abgeändert (falls zutreffend).

Ich bestätige hiermit, dass ich den Inhalt der obigen Patentanmeldung einschliesslich der Ansprüche, die eventuell durch einen Zusatzantrag wie oben erwähnt abgeändert wurde, durchgesehen und verstanden habe.

Ich erkenne meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Titel 37, Code of Federal Regulations, § 1.56 von Belang sind.

Ich beanspruche hiermit ausländische Prioritätsvorteile gemäß Title 35, United States Code, § US-Code, § 119 (a)-(d), bzw. § 365(b) aller unten aufgeführten Auslandsanmeldungen für Patente oder Erfinderurkunden, oder § 365(a) aller PCT internationalen Anmeldungen, welche wenigstens ein Land ausser den Vereinigten Staaten von Amerika benennen, und habe nachstehend durch ankreuzen sämtliche Auslandsanmeldungen für Patente bzw. Erfinderurkunden oder PCT internationale Anmeldungen angegeben, deren Anmeldetag dem der Anmeldung, für welche Priorität beansprucht wird, vorangeht.

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Verfahren zur Zuweisung  
funktechnischer Ressourcen für eine  
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the specification of which is attached hereto unless the following box is checked:

- ☒ was filed on 21.01.2004 as United States Application Number or PCT International Application Number PCT/EP2004/000466 and was amended on 31.03.2005 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority under Title 35, 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

## German Language Declaration

## Prior foreign applications

## Priorität beansprucht

## Priority Claimed

10308976.4(Number)  
(Nummer)DE(Country)  
(Land)28.02.2003(Day Month Year Filed)  
(Tag Monat Jahr eingereicht)☒

Yes

Ja

☐

No

Nein

EP03004530(Number)  
(Nummer)EP(Country)  
(Land)28.02.2003(Day Month Year Filed)  
(Tag Monat Jahr eingereicht)☒

Yes

Ja

☐

No

Nein

(Number)  
(Nummer)(Country)  
(Land)

(Day Month Year Filed)

(Tag Monat Jahr eingereicht)

☐

Yes

Ja

☐

No

Nein

(Number)  
(Nummer)(Country)  
(Land)

(Day Month Year Filed)

(Tag Monat Jahr eingereicht)

☐

Yes

Ja

☐

No

Nein

Ich beanspruche hiermit die mir unter Title 35, US-Code, § 120 zustehenden Vorteile aller unten aufgeführten US-Patentanmeldungen bzw. § 385(c) aller PCT internationalen Anmeldungen, welche die Vereinigten Staaten von Amerika benennen, und erkenne, insofern der Gegenstand eines jeden früheren Anspruchs dieser Patentanmeldung nicht in einer US-Patentanmeldung, bzw. PCT internationalen Anmeldung in einer gemäß dem ersten Absatz von Title 35, US-Code, § 112 vorgeschriebenen Art und Weise offenbart wurde, meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Title 37, Code of Federal Regulations, § 1.56 von Belang sind und die im Zeitraum zwischen dem Anmeldetag der früheren Patentanmeldung und dem nationalen oder im Rahmen des Vertrags über die Zusammenarbeit auf dem Gebiet des Patentwesens (PCT) gültigen internationalen Anmeldetags bekannt geworden sind.

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

PCT/EP2004/000466(Application Serial No.)  
(Anmeldeseriennummer)21.01.2004(Filing Date D, M, Y)  
(Anmeldedatum T, M, J)anhängig(Status)  
(patentiert, anhängig,  
aufgegeben)pending(Status)  
(patented, pending,  
abandoned)(Application Serial No.)  
(Anmeldeseriennummer)(Filing Date D,M,Y)  
(Anmeldedatum T, M, J)(Status)  
(patentiert, anhängig,  
aufgeben)(Status)  
(patented, pending,  
abandoned)

Ich erkläre hiermit, daß alle in der vorliegenden Erklärung von mir gemachten Angaben nach bestem Wissen und Gewissen der Wahrheit entsprechen, und ferner daß ich diese eidesstattliche Erklärung in Kenntnis dessen ablege, daß wissentlich und vorsätzlich falsche Angaben oder dergleichen gemäß § 1001, Title 18 des US-Code strafbar sind und mit Geldstrafe und/oder Gefängnis bestraft werden können und daß derartige wissentlich und vorsätzlich falsche Angaben die Rechtswirksamkeit der vorliegenden Patentanmeldung oder eines aufgrund deren erteilten Patentes gefährden können.

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### German Language Declaration

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Customer No. 21171

And I hereby appoint

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(Name und Telefonnummer)

Direct Telephone Calls to: (name and telephone number)

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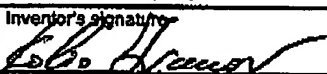
Postanschrift:

Send Correspondence to:

**Staas & Halsey LLP Intellectual Property Attorneys**  
1201 New York Avenue, NW, Suite 700 20005 Washington UNITED STATES OF AMERICA  
Telephone: (001) 202 434 1500 and Facsimile (001) 202 434 1501



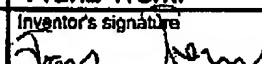
or

Customer No. 21171

<b>Voller Name des einzigen oder ursprünglichen Erfinders:</b> <b>Dr. Carsten Ball</b>	<b>Full name of sole or first inventor:</b> <b>Dr. Carsten Ball</b>
<b>Unterschrift des Erfinders</b> 	<b>Inventor's signature</b> 
<b>Datum</b> <b>03/06/2005</b>	<b>Date</b> <b>03/06/2005</b>
<b>Wohnsitz</b> <b>München, GERMANY</b>	<b>Residence</b> <b>München, GERMANY</b>
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<b>Unterschrift des Erfinders</b> 	<b>Inventor's signature</b> 
<b>Datum</b> <b>30/05/2005</b>	<b>Date</b> <b>30/05/2005</b>
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(Bitte entsprechende Informationen und Unterschriften im Falle von dritten und weiteren Miterfindern angeben).

(Supply similar information and signature for third and subsequent joint inventors).

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Robert Müllner		Robert Müllner	
Unterschrift des Erfinders	Datum	Inventor's signature	Date
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Staatsangehörigkeit		Citizenship	
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Postanschrift		Post Office Address	
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GERMANY		GERMANY	
Voller Name des vierten Miterfinders:		Full name of fourth joint inventor:	
Franz Tremel		Franz Tremel	
Unterschrift des Erfinders	Datum	Inventor's signature	Date
	31.05.05		31.05.05
Wohnsitz		Residence	
Dachau, GERMANY		Dachau, GERMANY	
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Staatsangehörigkeit		Citizenship	
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Unterschrift des Erfinders	Datum	Inventor's signature	Date
Wohnsitz		Residence	
Staatsangehörigkeit		Citizenship	
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(Supply similar information and signature for third and subsequent joint inventors).